

Remarks to Office Action

The Applicant respectfully response to the 06/07/2010 non-final office action in the above reference case (hereinafter "Office Action") as follows:

Claim Rejections – 35 USC § 112

The Office Action at Page 2 rejected Claims 4-13 (which is incorrectly listed as Claims 4-14 at the third line of the relevant section) as being rejected under 35 USC § 112 as being indefinite. In response the Applicant respectfully cancels Claims 4-13 accordingly.

Claim Rejections – 35 USC § 102

The Office Action at starting on Page 3 rejected Claims 1-3, 5, 6, 9, 11-13, 17 and 22 as being rejected under 35 USC § 102 as being anticipated by US Pat. No. 4,286,420 to Pharmakidis. In response the Applicant respectfully cancels Claims 1-3, 5, 6, 9, 11-13, 17 and 22 accordingly.

Claim Rejections – 35 USC § 103

The Office Action at starting on Page 5 rejected Claims 4, 7-8, 10, and 18-21 as being rejected under 35 USC § 103 as being unpatentable over US Pat. No. 4,286,420 to Pharmakidis. In response the Applicant respectfully cancels Claims 4, 7-8, 10, and 18-21 accordingly.

Allowable Subject Matter

The Office Action at starting on Page 6 identifies Claims 14-16 and 23-29 as being objected to as being dependent upon a rejected base claim, but allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. In response the Applicant respectfully amends Claims 14, 23, 26, 28 and 29 to become allowable independent claims with Claims 15, 16, 24, 25 and 27 becoming allowable dependent claims, thereby placing Claims 14-16 and 23-29 in condition for allowance.

Conclusion

In response to the rejections contained in the Office Action, the Applicant respectfully cancels claims 1-13 and 17-22 (with claims 30-42 being previously withdrawn as non-elected claims). In response to the objections contained in the Office Action, the Applicant respectfully amends claims 14, 23, 26, 28 and 29 thereby placing Claims 14-16 and 23-29 in condition for allowance.

Respectfully Submitted,

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